

**MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK**

**SPECIAL SESSION  
November 15, 2006**

The Board of Supervisors of Maricopa County, Arizona convened in Special Session at 10:40 p.m., November 15, 2006, in the Tom Sullivan Conference Room, 301 W. Jefferson, Phoenix, Arizona, with the following members present: Don Stapley, Chairman, District 2; Fulton Brock, Vice Chairman, District 1, Andrew Kunasek, District 3 and Max W. Wilson, District 4. Absent: Mary Rose Wilcox, District 5. Also present: Fran McCarroll, Clerk of the Board; Shirley Million, Minutes Coordinator; David Smith, County Manager; Victoria Mangiapane, Deputy County Counsel. Votes of the Members will be recorded as follows: aye-nay-absent-abstain.

**EXECUTIVE SESSION CALLED**

Pursuant to A.R.S. §38-431.03, et.al., motion was made by Supervisor Brock, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to recess into executive session for the purpose of reviewing items on the November 15, 2006 agenda as listed below pursuant to the listed statutory references. All members remained in session when the meeting reconvened.

**LEGAL ADVICE; PURCHASE, SALE OR LEASE OF REAL PROPERTY – ARS §38-431.03(A)(3) and (A)(7)**

**E-1. Southwest Regional Center/Replacement Site**

Tom Manos, Chief Financial Officer  
Dennis Lindsey, Manager, Real Estate Services  
William Riske, Deputy County Attorney  
Jim Saddler, Staubach  
John Wiss, Staubach

Victoria Mangiapane left the meeting and Dean Wolcott, Outside Counsel to the Board, entered the meeting.

**LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION – ARS §38-431.03(A)(3) and (A)(4)**

**E-2. Dowling v. the Board of Supervisors CV2006-052611, Counterclaim and Third Party Claim**

Tom Irvine, Outside Counsel  
Sandi Wilson, Deputy County Manager  
LeeAnn Bohn, Budget Administrator  
Brian Hushek, Deputy Budget Director  
Lisa Graham Keegan, Consultant  
Chiefs of Staff Isham and Candland

**LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION; CONTRACTS SUBJECT TO NEGOTIATION – ARS §38-431.03(A)(3) AND (A)(4)**

**E-3. Advice regarding legal issues and options concerning County Regional School District/Accommodations School funding, financial matters and management issues.**

Tom Irvine, Outside Counsel  
Sandi Wilson, Deputy County Manager  
LeeAnn Bohn, Budget Administrator  
Brian Hushek, Deputy Budget Director  
Lisa Graham Keegan, Consultant  
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Dean Wolcott left the meeting and Victoria Mangiapane reentered the session as Board's counsel.

**RECESS EXECUTIVE SESSION AND RECONVENE IN OPEN SESSION**

Chairman Stapley reconvened the Board in open session at 11:50 to vote on the following.

**REGIONAL SCHOOL DISTRICT #509 VOUCHERS/WARRANTS**

Item: The Board of Supervisors, pursuant to its authority granted in A.R.S. §15-1001, will consider for approval vouchers presented by the County School Superintendent of Maricopa County to draw warrants on the County Treasurer against Maricopa County Regional School District #509 School District funds for necessary expenses against the school district and obligations incurred for value received in services as shown in the Vouchers. Approval to draw warrants that are required to continue the operation of the School District pursuant to Judge Fields' ruling in Schweikert v. Dowling (CV2006-014285) but cannot be supported by the District's current cash balances is given under protest. (ADM3814-003)

The Board of Supervisors may consider ratifying any Maricopa County Regional School District #509 vouchers and/or warrants approved in accordance with the procedures of A.R.S. §15-321 since the last meeting of the Board of Supervisors. The Board of Supervisors may hear staff reports on the vouchers and warrants being considered. The Vouchers are on file in the Maricopa County's Clerk of the Board's office and are retained in accordance with ASLAPR approved retention schedule. (ADM3814-003)

Staff may update the Board of Supervisors on regional schools operations and finances. (ADM3814-005)

Maricopa County Regional School District #509 presented vouchers for approval, however upon finding that the District's Fund 509 currently has a negative balance, motion was made by Supervisor Brock, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to reject the request for approval of school vouchers. Motion also provided that the Chair or Vice Chair of the Board immediately send a letter to the County Treasurer, David Schweikert, setting forth this situation and direct the Clerk to post a meeting for his attendance on Monday, November 20, 2006, regarding these issues.

**MEETING ADJOURNED**

There being no further business to come before the Board, the meeting was adjourned.

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Don Stapley, Chairman of the Board

ATTEST:

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Fran McCarroll, Clerk of the Board